

1 Amend 2 Cal. Code Reg. Section 18351 to read:

2 **§ 18351. Conflict of Interest Code of the Fair Political Practices Commission.**

3 (a) The Political Reform Act, Government Code sections 81000, et seq., requires
4 state and local government agencies to adopt and promulgate Conflict of Interest Codes.
5 The Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regs.
6 section 18730, which contains the terms of a standard model Conflict of Interest Code,
7 which can be incorporated by reference, and which may be amended by the Fair Political
8 Practices Commission to conform to amendments in the Political Reform Act after public
9 notice and hearings. Therefore, the terms of 2 Cal. Code of Regs. section 18730 and any
10 amendments to it duly adopted by the Fair Political Practices Commission along with the
11 attached Appendix in which officials and employees are designated and disclosure
12 categories are set forth, are hereby incorporated by reference and constitute the Conflict
13 of Interest Code of the Fair Political Practices Commission.

14 Designated employees shall file statements of economic interests with the Fair
15 Political Practices Commission which will make the statements available for public
16 inspection and reproduction. (Gov. Code section 81008.) Statements for all designated
17 employees will be retained by the Fair Political Practices Commission.

18 **(b) APPENDIX**

19	Assigned Disclosure	
20	Designated Positions	Category
21	EXECUTIVE OFFICE	
22	Executive Director	1
23	Information Officer II <u>Communications Director</u>	3, 6 <u>1</u>

1	Legislative Coordinator <u>Government Affairs Director</u>	1
2	Associate Information Systems Analyst	5
3	Political Reform Consultant	6
4	Executive Fellow	3
5	Consultant	*
6	LEGAL DIVISION	
7	General Counsel	1
8	FPPC Counsel	1
9	Political Reform Consultant	3
10	Staff Services Analyst/Legal Analyst	4
11	ENFORCEMENT DIVISION	
12	Division Chief	1
13	Assistant Division Chief	1
14	Chief Investigator	1
15	FPPC Counsel	2, 7 1
16	Investigator	2
17	Accounting Specialist	2
18	Political Reform Consultant	2
19	<u>Staff Services Analyst</u> / Associate Government <u>Governmental</u> Program Analyst	5
20	TECHNICAL ASSISTANCE DIVISION	
21	Division Chief	1
22	Assistant Chief	1

1	Manager, Filing Officer Programs	3
2	Political Reform Consultant	3
3	Staff Services Analyst	3
4	ADMINISTRATION DIVISION	
5	Division Chief	1
6	Data Processing Manager I <u>Chief Information Officer</u>	4, 5
7	<u>All Information Technology Staff, other than</u>	
8	<u>Chief Information Officer, at or above the position</u>	
9	<u>of Associate Information Systems Analyst</u>	<u>5</u>
10	Associate Personnel Analyst	4, 6
11	Associate Governmental Program Analyst	4
12	<u>Budget Officer</u>	<u>4</u>
13	Staff Services Analyst	4

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15 * Consultants shall disclose pursuant to the broadest disclosure category in the
16 code subject to the following limitations:

17 The Executive Director may determine in writing that a particular consultant,
18 although a “designated employee” is hired to perform a range of duties that are limited in
19 scope and thus is not required to comply with the disclosure requirements described in
20 this section. Such determination shall include a description of the consultant’s duties
21 and, based upon that description, a statement of the extent of disclosure requirements.
22 The determination of the Executive Director is a public record and shall be retained for
23 public inspection in the same manner and location as this conflict of interest code.

1 Nothing herein excuses any such consultant from any other provision of this Conflict of
2 Interest Code.

3 **Disclosure Categories**

4 **Category 1**

5 A designated employee in this category must report investments, business
6 positions, interests in real property, and sources of income, including gifts, loans, and
7 travel payments.

8 **Category 2**

9 A designated employee in this category must report investments and business
10 positions in business entities, and income, including gifts, loans, and travel payments,
11 from sources that:

12 A) ~~{A}~~re, or were, during the previous two years a “candidate,” “public official,”
13 “committee,” “lobbyist,” “lobbying firm,” or “lobbyist employer” within the meaning of
14 the Political Reform Act, or file periodic reports pursuant to Government Code sections
15 86114 and 86116; or

16 B) Are attorneys ~~of the type~~ that represent persons described in ~~A above~~;
17 Category 2A in matters directly related to their status as described in Category 2A; or

18 C) Are committee treasurers; or

19 D) Were the subject of a complaint to, investigation by, or enforcement action of,
20 the Commission, that was acted upon or participated in by the filer during the period
21 covered by the statement.

22 **Category 3**

23 A designated employee in this category must report investments and business

positions in business entities, and income, including gifts, loans, and travel payments,
from sources that:

A) [A]re, or were, during the previous two years a “candidate,” “public official,”
“committee,” “lobbyist,” “lobbying firm,” or “lobbyist employer” within the meaning of
the Political Reform Act, or file periodic reports pursuant to Government Code sections
86114 and 86116; or

B) Are attorneys ~~of the type~~ that represent persons described in ~~A above~~;
Category 3A in matters directly related to their status as described in Category 3A; or

C) Are committee treasurers.

Category 4

A designated employee in this category must report investments and business
positions in business entities and income, including gifts, loans, and travel payments,
from sources that are of the type that within the previous two years has provided services,
equipment, leased space, materials, or supplies to the Fair Political Practices
Commission.

Category 5

A designated employee in this category must report investments and business
positions in business entities, and income, including gifts, loans, and travel payments,
from sources that manufacture, distribute, supply, or install computer hardware or
software of the type utilized by the agency, as well as entities providing computer
consultant services.

Category 6

~~A designated employee in this category must report investments and business~~

1 ~~positions in business entities, and income, including gifts, loans, and travel payments,~~
2 ~~from sources that provide publication or printing services of the type utilized by the~~
3 ~~agency as well as sources that manufacture, distribute, supply, or install computer~~
4 ~~hardware or software of the type utilized by the agency.~~

5 **Category 7**

6 ~~A designated employee in this category must report investments and business~~
7 ~~positions in, and income, including gifts, loans, and travel payments, from sources that~~
8 ~~are:~~

9 ~~—— A) Collection agencies or bureaus; or~~

10 ~~—— B) Business entities that provide legal support services.~~

11 NOTE: Authority cited: Section 83112, Government Code.

12 Reference: Sections 87300, 87302, 87303, 87306 and 87311, Government Code.